

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

**MACROSOLVE, INC.,
Plaintiff,**

vs.

**AMERICAN EXPRESS COMPANY
Defendant.**

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CASE NO. 6:12-CV-743

JOINT MOTION TO DISMISS AMERICAN EXPRESS COMPANY

Plaintiff MacroSolve, Inc. and Defendant American Express Company file this joint motion to dismiss with prejudice all claims and counterclaims made against each other in this action. Each party shall bear its own attorneys' fees and costs. A proposed order is attached.

Dated: January 28, 2013

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on the 13th day of January, 2013, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system, which will send notification of such filing to all counsel of record.

/s/ Califf T. Cooper
Califf T. Cooper

CERTIFICATE OF CONFERENCE

I hereby certify that I have complied with Local Rule CV-7. Specifically, I have conferred with counsel for Defendant who has confirmed that Defendant desires that this motion be filed jointly.

/s/ Califf T. Cooper
Califf T. Cooper